TUCSON

Washington Politician Asks **Heavy Damages From** Newspaper.

Cause of Action Grew Out of An Article Printed During Campaign.

GLOBE, Ariz, May 10,-To defend a libel suit for \$40,000, against the Tucson Star, Attorney C. L. Rawling of Rawlins and Little has left for

The suit will open Saturday. Ow ing to the amount of money involved.
the suit is a very important one and
a hard fought legal battle is ex-

The suit was brought some time ago by Sidney Bieber, a Washington politician, who came west last fall politician, who came west last fail and took a hand in the Arizona political campaign. Bieber, a republican national committeeman, took up the 7sht for the election of Delegate Cameron, and during the fight, an article which Bieber considered derogability to him appeared in the Star. The suit is formally filed against the State Consolidated Publishing company, better known as the "Kelly

Attorney Rawlins has defended a number of suits against the company of which George H. Keily, his father-in-law, is president. He has been very successful in the past and is confident of winning the coming sait. The crime of the Siar amounts to no more than the publication of an extract from a speech delivered by Senator Carter of Montana, several years ago, in which Bieber was tought that see

years ago, in which Bieber was called a imagrabler and land thick lieber was at that time lobbying in Washington for the success of legisin regard to certain lands in the District of Columbia, which if successful would have promoted a fraud on the government to the benefit of Bieber and his associates. Sen-ator Carter was on a committee ator Carter was on a committee which investigated this proposed leg-islation and in connection with the committee report made the speech.

When Bieber showed up in Arizona last fall he became quite officious, for a total stranger, in directing political He was the one who gave out the report that if Raiph Cameron was elected to congress there would be no further opposition to the admission of Arizona offered by republi-cans, either in the senate or in the

The article published in the Star and for which suit is brought, was published in other democratic papers in the territory.

After the election Belber gave ou the announcement that he expected to come to Arizona and go into the newspaper business, but no one took him seriously regarding this pro-posed venture. At first it was given out that Beiber was to buy a string of papers clear across the territory from Douglas to the Grand Canyon. long, and bars parallel to side of then it was said that the Tucson Cit-izen was to pass under the spell and ingress or egress to any other part control of Beiber. The last announce- of building; all drinks must be served control of Belber. The last announcement was to the effect that Belber had ordered a plant for Globe and would establish an afternoon paper in that city. About that time it was learned that Belber had secured the afternoon Associated Press service for Globe, but up to date no type or printing presses have arrived and the secured the secured the control of the secured that Belber had ordered a plant for Globe and benches or tables; front must be of glass, beginning at 5 feet from the secured th said press service remains

the aforesaid purpublished.

Perhaps Beiber is waiting to get the money from the Tueson Star to the money from the mewspaper enter-

PRESCOTT IN TURMOIL DIPHTHERIA EPIDEMIC

ed Closed During Ivestigations.

PHOENIX, Arizona, May 16.— Territorial Health Officer E. S. God-Territorial Health Officer R. S. God-frey has received official notification of an epidemic of diphtheria in Pres-cott. The outbreak was reported by Dr. Southworth. A total of twelve cases have thus far been discovered within the limits of the city. Eight cases developed the first day of the discovery of the disease and four sub-sequent cases developed. sequent cases developed.

The epidemic of diphtheria in the Yavapal city has had a demoralizing effect on business, it is said. The city council has ordered all schools closed and has likewise suspended operato contract the disease. The council has also temporarily forbidden ser-vices in churches. Immediately after the discovery of

the diphtheria, the health officers of Prescott started an investigation and traced the disease as having been car-ried in milk. Operations at the dairy where the milk came from, immediately ceased and, pending an exami nation of the cows, that concern will refrain from dispensing its product. The Prescott epidemic is what phy sicians term an "explosive outbreak

PICNIC CROWD RETURNED

The hand of about forty high school students who left on Friday morning early for an excursion in the Huachuca mountains, ceturnd on Mon-day morning at 2:30 very tired from their trip. They drove Friday to Ramsey Canyon, from which place they walked and climbed cighteen miles to Miller Canyon, whose can was made. On the way back the stopped for some time at Box Can-yon. The weather was ideal for a plenic and the entire party enjoyed

HAVE OPEN

PHOENIX, May 10.—By one long, hard, steady stroke, the outgoing city council in the expiring hours of existence came as near to putting the saloons of Phoenix out of business as was possible without actually prohibiting them.

Alderman Campbell Introduced, and with the votes of Mayor Cossias and Alderman Yaeger, passed an ordinance that throws sufficient restrictions around the saloous to make them as public almost as a city park. Alderman Cisney voted against the mensure, and Alderman John Marshall "passed."

in Campbell's drastic city law sa-locus can have no curvains on the windows, neither can they frost them or in any way seek to prevent those passing along the sidewaix from seeing who is drinking or loitering in side the highball resort.

Though the most important feature. Though the most important feature, the unabstructed view the public will get of the saloon is but one of the several features that are to be found in Campbell's ordinance. In fast, it is an ordinance with so many at hirs features that under ordinary circumstances it would have taken several ordinances to accomplish as much.

In offering his ordinance and vetout the wishes of his constituents in the Second ward, which he represents, as well as what a large number of people in other parts of Phoenix be-lieve to be for the best interests of

Cisney tried to stave off the blow by dilatory tactics, claiming that snap judgment was being taken on the other members of the council. He thought that according to custom the ordinance should be referred to a committee and allowed to take the same course as the slaughter house pastion. Cisney tried to stave off the blow

In his soothing way, Alderman Marshall said that he had seen a similar ordinance tried out once before, and that it did not accomplish the purpose, but when it came to a vote he was not certain enough of what he had said to vote against it, but asked to be excused from voting.

hibition in Phoenix.

In framing the ordinance, Campbell included practically all there is to do in the way of restricting the sale of liquor, without actually declaring that it shall not be sold something the council cannot do. Among the sections of the ordinance are the follow

Liquor ground floor and in no room more than fifty feet from the property line; barrooms must be less than 12 feet in width, bars less than 30 feet

prohibited from selling liquor, propri-etor of which has no license.

Alderman Yaeger, in discussing the adderman Yaeger, in discussing the ordinance, said that there was no desire to take snap judgment, and that he, as well as other members of the council, had considered the matter carefully. He said that it was his desire, as well as that of others, to eliminate all the objectionable features of the saleon business in Phoc. nix, but that it was not intended to be severe or unfair tward them.

Churches and Theatres Order- ANTI-SALOON LEAGUE ORGANIZED AT YUMA

Prospective Membership of Over Hundred and Closing Movement Begun.

YUMA, May 10.—The temperance wave sweeping the length and breadth of the country, has included Yuma in its course. Following the Sunday visit of the Rev. W. L. Stewart of Phoenix, an active worker of the Auti-Salone leaves, who presched Yavapal city has had a demornizing at the property of the Anti-Saloon league, who preached council has ordered all schools closed three strong temperance sermons and has likewise suspended operations of moving picture theatres and loon league was organized at the other places of amusement, where people in close confinement are aptopole in close enthusiastic meeting, about thirty-five being present. The league al-ready has a prospective membership of more than a hundred and has reason to think it can boast three or four hundred within a year. The or-ganization is a strong one in Arizona and has recruited many of the most and has recruited many or the most influential people of the territory to its ranks, the present territorial head of the league being Mayor Cog-gins of Phoenix. The local officers chosen are: President, Rev. Williamchosen are: President, Rev. William-son; first vice president, C. A. Linde-man; second vice president, C. M. White: third vice president, Bert Nunnally; secretary, W. A. Peterson; treasurer, C. L. Hickson. The officers of the league are circulating a peti-tion for the closing of one of the city saloons which has acquired an ansavory reputation.

SUNDAY SCHOOL PICNIC

Two of the classes belong ng to the abboth school of the Christian hereh are planning to hold a plenic day afternoon of this week. stopped for some time at Box Canyon. The weather was ideal for a price and the entire party enjoyed themselves. The chaperoes were wise Fdna Patterson, Mrs. C. O. Blair.

Mr. Leslie Gooding and Mr. Partridge

Mr. Receseveit was mighty glad to get that fact of "his".

day afficancon of this week.

Circle and "Sunbeam" chasses and they have been each pushing for a larger attendance during the past larger attendance during the past larger now contains a large number of children and the picnic a certain to be an enjoyable affair.

LIBEL SUIT ON SALOONS MUST TOO MUCH COIN SEEKER AFTER ASKED FOR TREASURE **PROSPECTS**

An easterner who recently visited Arizona expressed his admiration for the splendid possibilities offered for the future, but at the same tirae asked some pertinent questions and was open in his criticism of the financial methods, as he termed them, employed in the development or attempted development of some mining propositions in Arizona and Sonora. "What are these people trying to

"What are these people trying to do?" he asked. "Do they, want to drive capital away or are they only ignorant of the value of money and uterly unacquainted with finance? A prospector discovers good surface in-dications and promptly gets his friends tegether to organize a comfriends tegether to organize a company with a capitalization of a million dellars, maybe more. On what? Why, on a surface showing on which no work has been done and whielmay not ever develop beyond Mark Twain's definition of a mine. Possibly this prospector, or several of them, may do a hundred feet or so of work before incorporating and have a fair prospect. In that case they would never think of incorporating for less than 3,000,000 to \$5,000,000. Why, they are crazy! That is no way to get capital interested or to develop to get capital interested or to develop a property. How can they ever ex-pect to pay dividends on such a capt-talization?

"The Calumet & Arizona company is capitalized at \$2,509,000, with only \$2,000,000 of their stock out. These Arizona and Sonora wildcatters will admit that this company has a few developed properties in the Bisbee district, at Courtland and has a smelter at Douglas II cours and has raid.

"All of the Phelps, Dodge & Co. mining and smelling interests have been syndicated into a stock com-pany. This was not done until long pany. This was not done until long after they had been proven big dividend producers. There were their great Warren district mines, others in other parts of Arizona, the great Pilaris and the Crurumhabi in Sonors, the smelter in Douglas, the concentrator at Nacozari and their other great properties and tangible assets. They incorporate as a proven proposition. Coggins. Campbell and Yeager in sisted that a vote be taken last night on the ordinance and by their strength of three to two it was passed and will become a law in ten days. So sweeping is the ordinance included practically all there is to do hibition in Phoenic and the smelter in Douglas, the concentration at Nacozari and their other great mistrates and tangible assets. They incorporate as a proven proposition, days. So sweeping is the ordinance included practically all there is to do hibition in Phoenic and the crurumhabit to Sonora, the smelter in Douglas, the concentration at Nacozari and their other great properties and tangible assets. They incorporate as a proven proposition for \$50,000,000. If they had adopted the methods of which I am complaint to the smelter in Douglas, the concentration at Nacozari and their other great properties and tangible assets. They incorporate as a proven proposition for \$50,000,000. If they had adopted the methods of which I am complaint to the properties and tangible assets. They incorporate as a proven proposition to the properties and tangible assets. ing, they would have capitalized at billion.

"If you Arizonans will come down to normal figures, you will draw investment and not drive it away. Your propositions will win admiration and not ridicule.

"A mining company is different from a railroad company, different from an agricultural proposition. Your dividends must be taken out of the ground and once taken out can never be replenished or restored. They are gone and it is that much of the assets taken out and distributed. Hence fair dividend on a mining proposition is 20 per cent, for the investor is entitled to the recovery of his capital entified to the recovery of his capital with good interest, extra good interest, because of the risk he has taken, and will not have made r, good investment unless he does. A railroad properly administered, is ever increasing in value. But the mine in the end will be exhausted and valueless when sell the ore is taken out.

Notice of hearing petition in the Probate court of the county of Cochise, territory of Arizona.

In the matter of the estate of A. Jordan, deceased.

Notice is hereby given that M. J.

Return from _Cruise Around Corai Reefed Christmas Island in Pacific.

Found the Cave Indicated, but **Bully Hayes' Treasure** Not in Evidence.

HONOLULU, May 10.-The little chooner Concord returned a few for buried treasure. The treasure she sought was bullion and coin believed to have been hidden by Billy Hayes, the very real character who so long exercised such power as half pirate half trader, in the South Seas, that the reality of his eareer has already been overloaded and almost buried under the wealth of myth that has grown up concerning him.

The Concord expedition was pro-

posed by Eben Low, a hard-headed and successful cattle man of Hawaii, and was financed and carried out by him and Captain Frederick C. Millet, a successful ship owner of Honolulu.
Low says that some time ago an old
sailor whom he has known for years,
and of whose good faith he had no
question, told him that Bully Hayes question, told him that Bully Hayes had made his hiding place and rendezvous at Christmas Island, the unlinhabited coral isle which came into such prominence a few months ago by the wreck on its reefs of the British steamship Aeon, carrying supplies for the American navy to Pago Pago. This sailor gave him the landmarks and the bearings by which the hiding place of Hayes' ill-gotten gains hiding place of Hayes' ill-gotten gains

marks and the bearings by which the hiding place of Hayes' ill-gotten gains could be located.

Low proposed an expedition there to Captain Miller, as the latter owned the Concord and other vessels suitable for such an enterprise. The possibility of money to be made out of the salvage of the wreck of the Aeon, combined with the lure of Bully Hayes' hidden gold, appealed to the two men and between them they financed the expedition. Low accompanied it. He says that he had no difficulty from the landmarks and bearings given him by the old sailor, in finding the cave which had been described, and which contained abundant evidence that it had been used as a rendezvous and hiding place. There was no treasure, however. There was no treasure, however

BISBEE, Cochise County, Aris., March 1, 1909. To Dennis Curren:

To Dennis Curren:

You are hereby notified that I have expended the sum of thirty-six huadred (\$3600) dollars in labor and improvements upon the following described mining claims, situate and being in Warren Mining District, County of Cochise, Territory of Arizona:

nona:
Home, recorded April 6th, 1985, book 33, Record of Mines, page 413;
Obio, recorded April 6th, 1905, book 33, Record of Mines, page 414; Eric, recorded March 30, 1906, book 36, reorded March 30, 1906, book 36, Record of Mines, page 131, Bryan, recorded March 30, 1906; book 36, Record of Mines, page 141; Defiance, recorded March 30, 1906, book 36, Record of Mines, page 136; Dora, recorded March 30, 1906, book 36, Record of Mines, page 135, Tiffin, recorded March 30, 1906, book 36, Record of Mines, page 142; Urbana, recorded March 30, 1906, book 26, Record of Mines, page 132; Celina, recorded March 30, 1906, book 36, Record of Mines, page 132; Marlon, recorded March 30, 1906, book 36, Record of Mines, page 133; Marlon, re-"How do these million dollar, these five million dollar incorporations prespects ever expect to return 20 per cent dividends? How can they ever expect to? No these schemes bear all the ear marks of a getrich quick-scheme for the promoters—of a buner game, and the sconer the mining men of this section drop a sober consideration of these facts and incorporate in thousands instead of in mil-ord of Mines, page 140; Ikron, report to the promoters—of a direct page of the promoters—of ord of Mines, page 145; Dayton, recorded march 30, 1906, book 35, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 146; Ikron, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines, page 138; Kenia, recorded march 30, 1906, book 36, Record of mines march 30, 1906,

described claims. B. J. AMES.

Bisbee, Cochise County, Arisons, January 30th, A. D. 1908. To James Davis.

In the matter of the estate of A.

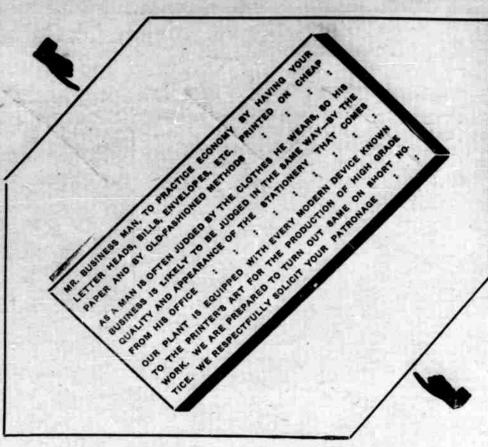
Jordan, deceased.

Notice is hereby given that M. J.
Brown has filed in this court his petition praying for fetters of administration of the estate of the above mamed decedant and that the same will be heard on Saturday the Fifteenth day of May, A. D. 1999, at 10 o'clock in the foreuson of said day at the court room of said court in Tombstone, county of Cochise, territry of Arizona, and all persons interested in said estate are notified they and there to appear and show cause if any they have, why the prayer of said petitioner should not be granted Dated May ist, 1999.

DATENIS

AND TRADE-MARKE promptly chialment in all cocations critificate of which is recorded in said Recorders Office, in Book 22, ecords of Mines, at Page 196, "THE TEXAS" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book 23, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 22, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 22, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 22, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 22, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 23, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 23, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 23, Records of Mines, at Page 196, "THE NACO" Mining Claim, the Location Certificate of which is recorded in said Recorder's Office, in Book No. 23, R

* TIS PENNY WISE * AND POUND FOOLISH



* THE BISBEE * DAILY REVIEW

quired to hold the same for the years 1904, 1905, 1906, 1907 and 1908.

And if within ninety (90) days after this notice by publication you fail or refuse to contibute your proportion of such expenditure, as a co-owner your interest in said claim will become the property of the subscribers under said Section 2324, of the Revised Statutes of the United States.

THOS. SAYERS (Seal).

G. McCARTY (Seal).

G. McCARTY (Seal).

For the time being everybody orgotten John D. Rockefeller,

COPPER

COPPER HANDBOOK Vol. VIII, issued May, 1909, contains 1500 pages, with nearly 50 per cent more matter than the preceding edi-tion. The chapters with mine descriptions and on statistics have been

revised and the bulk of the **ENTIRELY NEW**

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